

in the Television Table of Allotments is in the public interest, as it would facilitate the reallocation and introduction of new services in the Lower 700 MHz spectrum, and would permit Channel 61 to commence television service to the community of Saranac Lake, New York.

2. In response to Channel 61's Petition, the Commission instituted the instant rule making proceeding to more fully consider Channel 61's proposal. Channel 61 hereby incorporates herein by reference its Petition, previously filed in this proceeding and reiterates its expression of interest in the substitution and allotment of NTSC Channel 40 for the presently allotted NTSC Channel 61 at Saranac Lake, New York. Channel 61 currently has a settlement and merger agreement pending seeking authorization for a new construction permit for a television station operating on NTSC Channel 61. If the channel change proposed in the NPRM is granted, Channel 61 will, as stated in its Petition, promptly amend its pending application in order to specify operation on NTSC Channel 40 at Saranac Lake with facilities consistent with those specified in the engineering material filed with its Petition for Rule Making, and, if authorized, Channel 61 will construct the facilities contemplated therein and place the station into operation. If the proposal set forth is adopted and the pending settlement agreement is approved, the Commission should process and grant Channel 61's application, as Channel 61 is the sole remaining applicant for this new authorization at Saranac Lake, New York.

Footnote continued from previous page

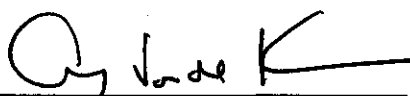
Public Notice, DA 99-2605 (released November 22, 1999). The Commission later extended the filing window until July 15, 2000. See Public Notice, DA 00-536 (released March 9, 2000).

CONCLUSION

Channel 61 respectfully requests that the Commission expeditiously grant the rule making proposed by the NPRM and allot NTSC Channel 40 for NTSC Channel 61 at Saranac Lake, New York.

Respectfully submitted,

CHANNEL 61 ASSOCIATES, LLC

By: 
David D. Oxenford
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Its Attorneys

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Dated: December 1, 2003

CERTIFICATE OF SERVICE

I, Rhea Lytle, a secretary with the law firm of Shaw Pittman LLP, hereby certify that a copy of the foregoing “**COMMENTS IN SUPPORT OF NOTICE OF PROPOSED RULE MAKING**” was served via hand delivery on this 1st day of December, 2003 to the following:

Ms. Barbara A. Kreisman
Chief, Video Division
Media Bureau
Federal Communications Commission
445 12th Street, S.W., Room 2-A666
Washington, D.C. 20554



Rhea Lytle